IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 2415/2007

BADRI LAL
Vs.
THE CIVIL JUDGE (Jr. DIVISION), DIGOD & ANR.

DATE: 27.07.2007.

HON'BLE MR. K.S. RATHORE, J.

Mr. N. Soral for the petitioner.

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This writ petition is directed against the order dated 17.02.2007 passed by the Civil Judge (Junior Division) Digod, District Kota rejecting the application filed by the petitioner under Order 7 Rule 11 CPC.

The petitioner filed application under Order 7 Rule 11 CPC on the ground that the revenue suit is pending before the ACM Court and raised objection with regard to jurisdiction of the Civil Court.

The Civil Court while dealing with the application of the petitioner under Order 7 Rule 11 CPC observed that the present suit is filed for temporary injunction and not for declaration of any right, therefore, the present case is of civil nature and

thus, rejected the application of the petitioner vide order dated 17.02.2007.

I find no illegality in the impugned order dated 17.02.2007 passed by the Civil Judge (Jr. Division) Digod, District Kota. No interference whatsoever is required by this Court.

Consequently, the writ petition fails and the same is hereby dismissed.

(K.S. RATHORE),J.

/KKC/